

CLOSED

**U.S. District Court
SOUTHERN DISTRICT OF TEXAS (Houston)
CRIMINAL DOCKET FOR CASE #: 4:18-mj-01323-1
*Internal Use Only***

ED PA 16-cr-503

Case title: USA v. Paolucci

Date Filed: 08/20/2018

Other court case number: 2:16cr503 Pennsylvania Eastern
District Court – Philadelphia

Date Terminated: 08/22/2018

Assigned to: Magistrate Judge
Christina A Bryan

Defendant (1)

Dino Paolucci

TERMINATED: 08/22/2018

represented by **Ashley Louise Kaper**

Federal Public Defender's Office

440 Louisiana St.

No. 1350

Houston, TX 77002

713-718-4600

Email: ashley_kaper@fd.org

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

*Designation: Public Defender or Community
Defender Appointment*

Pending Counts

None

Disposition

Highest Offense Level (Opening)

None

Terminated Counts

None

Disposition

**Highest Offense Level
(Terminated)**

None

Complaints

Disposition

18:1343,1349 Wire Fraud;18:371
Conspiracy; 15:78, 17CFR240;
Securities Fraud; 18:2 Aiding &

Abetting;

Plaintiff**USA**

Date Filed	#	Page	Docket Text
08/20/2018	<u>1</u>	4	Copy of Indictment from the Pennsylvania Eastern District Court – Philadelphia Division 2:16cr503 as to Dino Paolucci, filed.(kmurphyadi, 4) (Entered: 08/20/2018)
08/20/2018		33	Arrest (Rule 40) of Dino Paolucci. (kmurphyadi, 4) (Entered: 08/20/2018)
08/20/2018		31	***Set Hearing as to Dino Paolucci: Initial Appearance – Rule 40 set for 8/20/2018 at 10:00 AM before Magistrate Judge Christina A Bryan (kmurphyadi, 4) (Entered: 08/20/2018)
08/20/2018		32	INITIAL APPEARANCE IN RULE 5(c)(3) Minute Entry for proceedings held on 8/20/2018 before Magistrate Judge Christina A Bryan as to Dino Paolucci. Defendant first appearance on Indictment from the Pennsylvania Eastern District Court 2:16–cr–503 and advised of rights/charges. Defendant appeared without counsel, Defendant requests appointed counsel, Financial affidavit executed. Order appointing FPD for limited purpose, Order of Temporary Detention Pending Hearing to be entered,. Status Conference set for 8/22/2018 at 10:00 AM in Courtroom 704 before Magistrate Judge Frances H Stacy Appearances: AUSA Edward Gallagher f/USA.(ERO:Yes) (Interpreter: No) (Pretrial Officer: F. Troiani) Defendant remanded to custody, filed.(cjan, 4) (Entered: 08/20/2018)
08/20/2018	<u>2</u>	34	Sealed Financial Affidavit CJA 23 by Dino Paolucci, filed. (Entered: 08/20/2018)
08/20/2018	<u>3</u>	35	ORDER APPOINTING FEDERAL PUBLIC DEFENDER FOR LIMITED PURPOSE. (Signed by Magistrate Judge Christina A Bryan) Parties notified. (cjan, 4) (Entered: 08/20/2018)
08/20/2018	<u>4</u>	36	Order of Temporary Detention Pending Hearing as to Dino Paolucci Status Conference set for 8/22/2018 at 10:00 AM in Courtroom 704 before Magistrate Judge Frances H Stacy (Signed by Magistrate Judge Christina A Bryan) Parties notified. (cjan, 4) (Entered: 08/20/2018)
08/21/2018		37	NOTICE OF ATTORNEY APPEARANCE Ashley Louise Kaper, Federal Public Defender, in case as to Dino Paolucci, filed.(Kaper, Ashley) (Entered: 08/21/2018)
08/22/2018	<u>6</u>	38	Minute Entry for proceedings held before Magistrate Judge Frances H Stacy: Status Conference as to Dino Paolucci held on 8/22/2018. Defendant Remanded to Originating District. Court finds Identity. Appearances:Ed Gallagher. Ashley Louise Kaper.(ERO:S. Gueverra) (Interpreter:no) Deft remanded to custody, filed.(gkelner, 4) (Entered: 08/24/2018)
08/22/2018	<u>7</u>	39	WAIVER of Rule 5 & 5.1 Hearings by Dino Paolucci, filed.(gkelner, 4) (Entered: 08/24/2018)
08/22/2018	<u>8</u>	40	COMMITMENT TO ANOTHER DISTRICT as to Dino Paolucci. Defendant

		committed to Eastern District of Pennsylvania (Signed by Magistrate Judge Frances H Stacy) Parties notified. (gkelner, 4) (Entered: 08/24/2018)
08/24/2018	<u>5</u>	Pretrial Services Report (Sealed) as to Dino Paolucci, filed. (jking, 4) (Entered: 08/24/2018)

AO 442 (Rev. 11/11) Arrest Warrant

FBI

UNITED STATES DISTRICT COURT

for the
Eastern District of Pennsylvania

United States of America
v.
DINO PAOLUCCI

Case No. 16cr503

Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

RECEIVED
U.S. DISTRICT COURT
EASTERN DISTRICT OF
PENNSYLVANIA
2016 DEC -8 PM 3:45

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay
(name of person to be arrested) DINO PAOLUCCI
who is accused of an offense or violation based on the following document filed with the court:

- ☒ Indictment ☐ Superseding Indictment ☐ Information ☐ Superseding Information ☐ Complaint
☐ Probation Violation Petition ☐ Supervised Release Violation Petition ☐ Violation Notice ☐ Order of the Court

This offense is briefly described as follows:

18:1343,1349 - WIRE FRAUD - 9 COUNTS
18:371 - CONSPIRACY - 1 COUNT
15:78(b), 78ff AND 17 C.F.R.:240.10b-5 - SECURITIES FRAUD - 1 COUNT
18:2 - AIDING AND ABETTING

Date: 12/08/2016


KEVIN EIBEL, SUPERVISOR
Issuing officer's signature

City and state: PHILA, PA.

LUCY V. CHIN, INTERIM CLERK OF COURT
Printed name and title

Return

This warrant was received on (date) _____, and the person was arrested on (date) _____
at (city and state) _____

Date: _____

Arresting officer's signature

Printed name and title

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**ENTERED**

August 20, 2018

David J. Bradley, Clerk

UNITED STATES OF AMERICA

§

§

versus

§

Case No. 4:18-mj-01323

§

Dino Paolucci

§

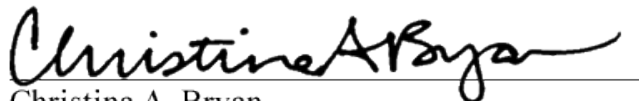
ORDER APPOINTING COUNSEL FOR LIMITED PURPOSE

Because the Defendant, Dino Paolucci, has satisfied this court that (s)he is financially unable to employ counsel for initial appearance only and does not wish to waive counsel, and because the interests of justice so require, an attorney is hereby **APPOINTED** to represent Defendant in the above designated case for the **limited purpose of any hearing conducted in Houston, Texas**, and shall have no effect once the Defendant is transferred to the original court in the Pennsylvania Eastern District Court, Philadelphia Division. Once transferred, the original court must make a new determination on whether the Defendant satisfies the requirements for appointed counsel based on the information available to the court at that time.

Attorney appointed: Federal Public Defender

The appointment **SHALL** remain in effect until Defendant is transferred to the original jurisdiction and this case is terminated in the Southern District of Texas.

Signed on August 20, 2018.


Christina A. Bryan
United States Magistrate Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States District Court
Southern District of Texas

ENTERED

August 20, 2018

David J. Bradley, Clerk

UNITED STATES OF AMERICA

§

versus

§

Case No. 4:18-mj-01323

§

Dino Paolucci

§

§

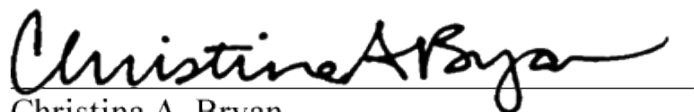
ORDER OF DETENTION PENDING HEARING

A hearing in this case is scheduled as follows:

Status Conference
August 22, 2018 at 10:00 AM
Courtroom 704
United States District Court
515 Rusk Street
Houston, TX 77002

IT IS ORDERED: Pending the hearing, the defendant is to be detained in the custody of the United States Marshal or any other authorized officer. The custodian must bring the defendant to the hearing at the time, date, and place set forth above.

Date: August 20, 2018



Christina A. Bryan
United States Magistrate Judge

FILED

8-27-18

CLERK

COURTROOM MINUTES:

The Honorable Frances H. Stacy, Presiding

Deputy Clerk: Beverly White

Interpreter

ERO

USPT/USPO

☒ OTHER DISTRICT☐ DIVISION

THEIR CASE#

OPEN

ADJOURN

PROCEEDING HELD:

☐ Initial Appearance☐ Counsel Determination Hearing☒ Status Hearing☐ Bond Hearing☐ Identity☐ Hearing Continued on☐ Detention Hearing☐ Preliminary Hearing☐ Other

CASE NUMBER CR H- 18-1323M

USA VS.

AUSA

Dino Paolucci

Ed Gallagher

Ashley Kaper

☐ Date of arrest☐ Rule 5☐ Defendant's first appearance, Advised of rights/charges on: ☐ Indictment /Complaint ☐ Information ☐ Superseding Violation of ☐ Supervised Release ☐ PTS☒ Defendant ☐ Material Witness appeared☒ with ☐ without counsel☐ Defendant requests appointed counsel.☐ Financial Affidavit executed and sworn.☐ Order appointing Federal Public Defender☐ Order appointing private counsel to follow.☐ Order of partial reimbursement to follow.☐ Oral order, Defendant to Reimburse CJA fund \$☐ Defendant advises that he will retain private counsel.☐ Defendant bond set ☐ Cash ☐ Surety ☐ P/R ☐ Unsecured ☐ \$ Deposit☐ Defendant bond set ☐ Cash ☐ Surety ☐ P/R ☐ Unsecured ☐ \$ Deposit☐ Defendant bond set ☐ Cash ☐ Surety ☐ P/R ☐ Unsecured ☐ \$ Deposit☐ Surety signatures required as to Defendant(s)☐ Defendant(s) advised of conditions of release☐ BOND EXECUTED and Defendant Released☐ No bond set at this time. 10 day Detention Order entered, as to Defendant(s)☐ Order of Temporary Detention Pending Hearing entered as to Defendant(s)☐ Order of Detention Pending Trial entered as to Defendant(s)☐ Bond revoked☐ Bond reinstated☐ Bond Continued☒ Defendant remanded to custody ☐ M/W remanded to custody☒ Defendant Ordered Removed to Originating District☒ Defendant Waiver of ☐ Preliminary ☒ Identity ☐ Detention Hrg ☐ Detention Hrg this District☒ Court finds: ☐ Probable Cause ☒ Identity☐ Defendant(s) is/are scheduled on at for:☐ Arraignment☐ Counsel Determination Hearing☐ Identity Hearing☐ Detention Hearing☐ Preliminary Hearing☐ Final Revocation Hearing

UNITED STATES DISTRICT COURT

for the

SOUTHERN District of TEXAS

United States of America

v.

Dino Paolucci

Defendant

Case No.

CR-H-18-1323M

Charging District's Case No.

(2:16CR503)

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)

I understand that I have been charged in another district, the (name of other court)

Eastern District of PA - Philadelphia

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 10 days of my first appearance if I am in custody and 20 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☐ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☒ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 8/22/2018

Defendant's signature

Signature of defendant's attorney

A. Kuper

UNITED STATES DISTRICT COURT
for the
SOUTHERN District of TEXAS

ENTERED

August 24, 2018

David J. Bradley, Clerk

United States of America)

v.)

Case No. CR-H-18-1323M

DINO PAOLUCCI)

Defendant)

Charging District's

Case No. 2:16CR503**COMMITMENT TO ANOTHER DISTRICT**The defendant has been ordered to appear in the EASTERN District of PENNSYLVANIA.

The defendant may need an interpreter for this language: _____.

The defendant: ☒ will retain an attorney.

_____ requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

IT IS ORDERED: The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date:

8/22/2018


Judge's signature

FRANCES H. STACY UNITED STATES MAGISTRATE JUDGE

Printed name and title

() Government moved for detention and Defendant detained after a hearing in District of arrest.

☒ Government moved for detention and Defendant detained pending a detention hearing in District of offense.

() Bail fixed at _____ and conditions not met.

() Other (specify) _____